

#2761 ✓

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Marc ALAIA et al. )  
)  
Application No.: 09/311,557 )  
)  
Filed: May 14, 1999 )  
)  
For: METHOD AND SYSTEM FOR )  
CONTROLLING THE INITIATION AND )  
DURATION OF OVERTIME )  
INTERVALS IN ELECTRONIC )  
AUCTIONS (As Amended) )

Group Art Unit: 2761

Examiner: Unassigned



RECEIVED  
JAN 11 2000  
TC 2700 MAIL ROOM

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

AMENDMENT TRANSMITTAL FORM

1. Transmitted herewith is a Preliminary Amendment.
2. Additional papers enclosed:

- ☒ Check No. 103041 in the amount of \$684 for the six (6) excess independent claims and fifty (50) excess total claims.
- ☐ Drawings: ☐ Formal ☐ Informal (Correction)
- ☐ Information Disclosure Statement
- ☐ Form PTO-1449, \_\_\_\_\_ references included
- ☐ Citations
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants

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have inadvertently overlooked the need for a petition and fee for extension of time.

- ☐ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 380.00	\$190.00
<input type="checkbox"/> three months	\$ 870.00	\$435.00
<input type="checkbox"/> four months	\$1,360.00	\$680.00

Extension of time fee due with this request: N/A

If an additional extension of time is required, please consider this a Petition therefor.

- ☐ An extension for \_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

- ☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

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5. Fee Calculation (37 C.F.R. § 1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. § 1.16(c))	75	minus	25	50	x \$18 each=	+ \$900
Independent Claims (37 C.F.R. § 1.16(b))	9	minus	3	6	x \$78 each=	+ \$468
<input type="checkbox"/> First presentation of Multiple dependent claim(s)					\$260.00	+ \$
SUB-TOTAL =						\$1,368
Reduction by 2 for filing by a small entity						\$ 684
TOTAL FEE =						\$ 684

6. Payments Enclosed

☐ No fee is to be paid at this time.

☒ A check in the amount of \$684 is enclosed. The Commissioner is hereby authorized to charge any additional extension of time fee or additional fee for claims due to Deposit Account No. 50-0310.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 CFR §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

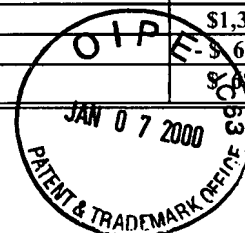
**MORGAN, LEWIS & BOCKIUS LLP**

Dated: January 7, 2000

By:

Mary Jane Boswell  
Mary Jane Boswell  
Registration No. 33,652

CUSTOMER NO. 09629  
MORGAN, LEWIS & BOCKIUS LLP  
1800 M Street, N.W.  
Washington, D.C. 20036-5869  
202-467-7000



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PATENT  
ATTORNEY DOCKET NO. 046700-5004-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Marc ALAIA et al.

Application No.: 09/311,557

Filed: May 14, 1999

For: METHOD AND SYSTEM FOR CONTROLLING  
THE INITIATION AND DURATION OF  
OVERTIME INTERVALS IN ELECTRONIC  
AUCTIONS (As Amended)



Group Art Unit: 2761

Examiner: Unassigned

Assistant Commissioner for Patents  
**BOX PATENT APPLICATION**  
Washington, D.C. 20231

Sir:

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MAY 10 2000  
TECH CENTER 2700

**REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT**

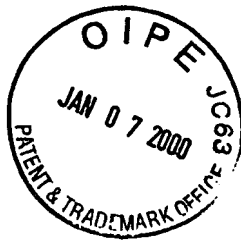
Attached is a copy of the Official Filing Receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested.

There is an error with respect to the following data which is:

- [X] incorrectly entered
- [X] omitted.

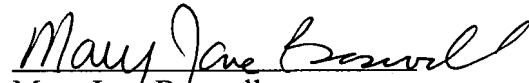
	<u>Error In</u>	<u>Correct Data</u>
[X]	Title	METHOD AND SYSTEM FOR CONTROLLING THE INITIATION AND DURATION OF OVERTIME INTERVALS IN ELECTRONIC AUCTIONS (As Amended)
[X]	Continuing Data	THIS APPLN IS A DIV OF 09/252,790 2/19/99 PROVISIONAL APPLICATION NO. 60/101,141 9/18/98 PROVISIONAL APPLICATION NO. 60/110,846 12/4/98
[X]	Attorney Docket No.	046700-5004-01

- ☒ The correction(s) is/are not due to any error by the applicants and no fee is due.  
☐ At least one of the above corrections is due to the applicants' error and the fee therefor under 37 CFR 1.19(h) of \$25.00 is paid as follows:
- ☐ Enclosed is a check in the amount of \$25.00.  
☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account 50-0310.



Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

  
Mary Jane Boswell  
Registration No. 33,652

Dated: January 7, 2000

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1800 M Street, N.W.  
Washington, D.C. 20036  
(202)467-7000

FILING RECEIPT

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JUN 14 1999

MORGAN, LEWIS & BOCKIUS LLP



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

LSI  
DSK  
LC

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
09/311,557	05/14/99	2761	\$425.00	046700-5004-01	15	25	3

009629

MORGAN, LEWIS & BOCKIUS  
1800 M STREET NW  
WASHINGTON DC 20036-5869



-5004-01

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Application Processing Division's Customer Correction Branch within 10 days of receipt. Please provide a copy of the Filing Receipt with the changes noted thereon.

Applicant(s)

MARC ALAIA, GLENSHAW, PA; DAVID J. BECKER, SEWICKLEY, PA; ANTHONY F. BERNARD, WEXFORD, PA; DANIEL C. HECKMANN, PITTSBURGH, PA; SAM E. KINNEY JR., SEWICKLEY, PA; GLEN T. MEAKEM, SEWICKLEY, PA; VINCENT F. RAGO, PITTSBURGH, PA; JASON RENEAU, BOSTON, MA; FREDERICK W. ROBERTS, PITTSBURGH, PA; WILLIAM D. RUPP, PITTSBURGH, PA; ROBERT G. STEVENS, PITTSBURGH, PA.

CONTINUING DATA AS CLAIMED BY APPLICANT-

THIS APPLN IS A DIV OF 09/252,790 02/19/99  
PROVISIONAL APPLICATION NO. 60/110,846 12/04/98

-- PROVISIONAL APPLICATION NO. 60/101,141 9/18/98 --

IF REQUIRED, FOREIGN FILING LICENSE GRANTED 06/10/99 \*\* SMALL ENTITY \*\*  
TITLE

[METHOD AND SYSTEM FOR CONDUCTING ELECTRONIC AUCTIONS]

PRELIMINARY CLASS: 705

--METHOD AND SYSTEM FOR CONTROLLING  
THE INITIATION AND DURATION  
OF OVERTIME INTERVALS IN  
ELECTRONIC AUCTIONS (As Amended)--

DATA ENTRY BY: MEREDITH, WANDA

TEAM: 03 DATE: 06/10/99

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

(see reverse)

DOCKETED

By PSB Date 6/14/99

**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "FOREIGN FILING LICENSE GRANTED" followed by a date appears on the reverse side of this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.11. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related application(s) filed under 37 CFR 1.62 which meets the provisions of 37 CFR 5.15(a). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations, especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR Parts 121-128) ); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j) ); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "FOREIGN FILING LICENSE GRANTED" DOES NOT appear on the reverse side of this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).